



# CITY COUNCIL

CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII 96813-3077

IKAICA ANDERSON  
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TOMMY WATERS

## ORDER OF BUSINESS

REGULAR MEETING  
CITY COUNCIL CHAMBER  
19TH SESSION  
WEDNESDAY, NOVEMBER 6, 2019  
10 A.M.

### SPEAKER REGISTRATION

Persons wishing to testify are requested to register by 10 a.m. as follows:

- a. On-Line at <http://www.honolulu.gov/ccl-testimony-form.html>;
- b. By faxing to 768-3826 your name, phone number and subject matter;
- c. By filling out the registration form in person; or
- d. By calling 768-3814.

Persons who have not registered to testify by 10 a.m. will be given an opportunity to speak on an item following oral testimonies of the registered speakers.

Each speaker shall not have anyone else read their statement and is limited to:

- a. three-minute presentation on Public Hearing, New Business and Sunshined items;
- b. one-minute presentation on all other items.

### WRITTEN TESTIMONY

Written testimony may be faxed to 768-3826 or transmitted via the internet at <http://www.honolulu.gov/ccl-testimony-form.html> for distribution at the meeting.

If submitted, written testimonies, including the testifier's address, e-mail address and phone number, will be available to the public on both the City Council's pilot website: [www.honolulucitycouncil.com](http://www.honolulucitycouncil.com) as well as the City's legacy DocuShare Website.

**The Council will recess from 12:30 p.m. to 1:30 p.m.**

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### MATERIALS AVAILABLE FOR INSPECTION

Meeting materials ("board packet" §92-7.5, HRS) are available for public inspection at the Council Information and Records Section's service window at Room 202 in Honolulu Hale (530 S. King St.).

Accommodations are available upon request to persons with disabilities, please call 768-3814 or send an email to [jyamane1@honolulu.gov](mailto:jyamane1@honolulu.gov) at least three working days prior to the meeting.

The Meeting is viewable by: (1) internet live streaming through [www.honolulucitycouncil.com](http://www.honolulucitycouncil.com) and [http://olelo.granicus.com/MediaPlayer.php?publish\\_id=92](http://olelo.granicus.com/MediaPlayer.php?publish_id=92); (2) televised live broadcast on Olelo TV Channel 54; or (3) after the meeting at <http://www.honolulucitycouncil.tv/>. Copies of older meeting videos may be requested by calling the City Clerk's Office at 768-5822, charges may apply.

Honorary Certificates will be presented at 9 a.m.

ORDER OF BUSINESS  
Wednesday, November 6, 2019

**PLEDGE OF ALLEGIANCE**

**MESSAGE OF ALOHA**

**CALL TO ORDER – 10 A.M.**

Roll Call

Introduction of Guests

Approval of Minutes of the 18th Session

ORDER OF BUSINESS  
Wednesday, November 6, 2019

**ORDER OF THE DAY**

**APPOINTMENTS – RESOLUTIONS**

PUBLIC SAFETY AND WELFARE

CR-342

Resolution 19-184

Confirming the appointment of Marc E. Dexter to serve on the Citizens Advisory Commission on Civil Defense of the City and County of Honolulu.

FOR ADOPTION

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ORDER OF BUSINESS  
Wednesday, November 6, 2019

**PUBLIC HEARING/SECOND READING**

BUDGET

CR-298

Bill 55, CD1

Relating to real property taxation. (Creating a real property tax classification for properties used for bed and breakfast home purposes and clarifying the classification of transient vacation units.)

PASS SECOND READING, AS AMENDED

PARKS, COMMUNITY SERVICES AND INTERGOVERNMENTAL AFFAIRS

CR-305

Bill 54

Relating to public parks. (Regulating the use of canopies, pallets, platform trucks, tarps and wheeled devices in City parks.)

PASS SECOND READING

ORDER OF BUSINESS  
Wednesday, November 6, 2019

BUSINESS, ECONOMIC DEVELOPMENT AND TOURISM

CR-312

Bill 51, CD1

Relating to tourism. (Establishing a “Keep Hawaii Hawaii — Promise to Our Keiki Pledge” for visitors to the City and County of Honolulu, similar to the Pono Pledge campaign of Hawaii Island and the Aloha Pledge of Kauai, both of which are aimed at promoting visitor awareness and on-island behaviors that are as environmentally responsible and culturally sensitive as possible.)

PASS SECOND READING, AS AMENDED

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Bill 51, CD1, Proposed FD1

(Submitted by Councilmember Pine)

CR-313

Bill 52, CD1

Relating to parks. (Protecting the public health and safety by establishing criteria and procedures for the closure of City parks at night.)

PASS SECOND READING, AS AMENDED

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Bill 52, CD1, Proposed FD1

(Submitted by Councilmember Pine)

ORDER OF BUSINESS  
Wednesday, November 6, 2019

TRANSPORTATION

CR-325

Bill 53

Relating to motorcycles and mopeds. (Amending the City's Traffic Code to address noise caused by the operation of motorcycles and mopeds.)

PASS SECOND READING

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ZONING, PLANNING AND HOUSING

CR-330

Bill 2, CD1

Relating to Interim Planned Development Permits for transit-oriented development within close proximity to future rail stations. (Amending the provisions of the Land Use Ordinance pertaining to the Interim Planned Development-Transit Permit in the future Transit-Oriented Development Special District areas.)

PASS SECOND READING, AS AMENDED

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ORDER OF BUSINESS  
Wednesday, November 6, 2019

ZONING, PLANNING AND HOUSING (Cont'd.)

CR-332

Bill 28, CD1

Relating to affordable housing incentives. (Amending the affordable housing incentives enacted by Ordinance 18-1, as amended by Ordinance 19-8.)

PASS SECOND READING, AS AMENDED

CR-333

Bill 50, CD1

Relating to the Building Code. (Updating Chapter 16, Revised Ordinances of Honolulu 1990, by adopting the State Building Code, the State Residential Code, and the International Existing Building Code, subject to local amendments herein, and amending Article 14.)

PASS SECOND READING, AS AMENDED

ORDER OF BUSINESS  
Wednesday, November 6, 2019

**PUBLIC HEARING/ADOPTION**

PUBLIC SAFETY AND WELFARE

CR-348

Resolution 19-261

Authorizing the use of overt video monitoring in the City and County of Honolulu to prevent and deter general criminal activity and achieve the legitimate law enforcement objective and legitimate public purpose of ensuring a safe and secure 2019 Honolulu Marathon event.

FOR ADOPTION

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**RESOLUTIONS**

PUBLIC INFRASTRUCTURE, TECHNOLOGY AND SUSTAINABILITY

CR-329

Resolution 19-270, CD1

Reaffirming the Council's position, as set forth in Resolution 18-266, CD1, adopted on March 8, 2019, relating to the Red Hill Bulk Fuel Storage Facility upgrade alternative options.

FOR ADOPTION, AS AMENDED

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ORDER OF BUSINESS  
Wednesday, November 6, 2019

**THIRD READING**

**BUDGET**

CR-297

Bill 42

Amending Ordinance No. 18-39. (Updating and amending Ordinance 18-39 regarding the limitations on the City Subsidy to the capital cost of the Honolulu Rail Transit Project.)

PASS THIRD READING

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Bill 42, Proposed FD1

(Submitted by Councilmember Manahan)

**PARKS, COMMUNITY SERVICES AND INTERGOVERNMENTAL AFFAIRS**

CR-304

Bill 48, CD1

Relating to exceptional trees. (Amending the protective regulations for exceptional trees.)

PASS THIRD READING

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ORDER OF BUSINESS  
Wednesday, November 6, 2019

PUBLIC INFRASTRUCTURE, TECHNOLOGY AND SUSTAINABILITY

CR-328

Bill 45, CD1

Relating to watersheds and water reservoirs. (Restricting access to public property used as access to a watershed or water reservoir site.)

PASS THIRD READING

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PUBLIC SAFETY AND WELFARE

CR-340

Bill 39, CD2

Establishing a program for extended lifeguard services within the Department of Emergency Services. (Establishing a program in the Department of Emergency Services to serve public safety and welfare by extending lifeguard services at public beaches to cover day time hours.)

PASS THIRD READING, AS AMENDED

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ORDER OF BUSINESS  
Wednesday, November 6, 2019

**FIRST READING**

Bill 56

(Budget)

Relating to bus passes. (Authorizing the Department of Transportation Services to establish a pilot program for free bus passes for high school students on Oahu to attend off-campus or after-school programs.)

PASS FIRST READING

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Bill 58

(Zoning, Planning and Housing)

To rezone land situated at Haleiwa, Oahu, Hawaii. (Rezoning land from the R-5 Residential District to the B-1 Neighborhood Business District.) (Applicant: Haleiwa KEM 7309, LLC)

PASS FIRST READING

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ORDER OF BUSINESS  
Wednesday, November 6, 2019

Bill 59

(Parks, Community Services  
and Intergovernmental Affairs)

Relating to animals. (Amending certain provisions relating to  
dogs and cats.)

PASS FIRST READING

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Bill 60

(Zoning, Planning and Housing)

Relating to affordable rental housing. (Addressing affordable  
rental housing.)

PASS FIRST READING

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ORDER OF BUSINESS  
Wednesday, November 6, 2019

**RESOLUTIONS CONTINUED**

BUDGET

CR-299

Resolution 19-207, CD1

Supporting the Four-Year Area Plan on Aging Under the Older Americans Act of 1965, as reauthorized in 2016.

FOR ADOPTION, AS AMENDED

CR-300

Resolution 19-221, CD1

Petitioning the Honolulu Liquor Commission to amend the Liquor Commission Rules.

FOR ADOPTION, AS AMENDED

CR-301

Resolution 19-222, CD1

Relating to the transfer of funds. (Department of Transportation Services)

FOR ADOPTION, AS AMENDED

ORDER OF BUSINESS  
Wednesday, November 6, 2019

BUDGET (Cont'd.)

CR-302

Resolution 19-234, CD1

Urging the Honolulu Authority for Rapid Transportation to establish a plan to incorporate lessons learned from its prior and current rail project construction contracts into the upcoming City Center guideway and stations contract in general, and the Dillingham Boulevard segment of this contract in particular, in order to prepare, assist, and create value for the Dillingham Boulevard area residential and business communities, and thus, mitigate the impacts of rail project construction on those communities.

FOR ADOPTION, AS AMENDED

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CR-303

Resolution 19-264

Directing the City Auditor to conduct a performance audit of the operations of the ticket sales operations of the Department of Enterprise Services for events held at the Neal S. Blaisdell Center.

FOR ADOPTION

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ORDER OF BUSINESS  
Wednesday, November 6, 2019

PARKS, COMMUNITY SERVICES AND INTERGOVERNMENTAL AFFAIRS

CR-307

Resolution 19-244

Accepting a gift to the City from Hawaii Medical Service Association.

FOR ADOPTION

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CR-308

Resolution 19-245

Accepting a gift to the City from the Friends of Honolulu Parks and Recreation.

FOR ADOPTION

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CR-310

Resolution 19-253

Accepting a gift to the City from Bank of Hawaii.

FOR ADOPTION

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ORDER OF BUSINESS  
Wednesday, November 6, 2019

PARKS, COMMUNITY SERVICES AND INTERGOVERNMENTAL AFFAIRS (Cont'd.)

CR-306

Resolution 19-235

Renaming Kaneohe Beach Park to Nāoneala'a Park.

FOR ADOPTION

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Resolution 19-235, Proposed FD1  
(Submitted by Council Chair Anderson)

Renaming Kaneohe Beach Park to Nāoneala'a a Kāne'ohe.

CR-309

Resolution 19-250

Requesting adoption of alternative uses for Kamalii Mini Park and removal of this site from the City's parks inventory.

FOR ADOPTION

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Resolution 19-250, Proposed FD1  
(Submitted by Councilmember Fukunaga)



ORDER OF BUSINESS  
Wednesday, November 6, 2019

PARKS, COMMUNITY SERVICES AND INTERGOVERNMENTAL AFFAIRS (Cont'd.)

CR-311

Resolution 19-263

Requesting the City Administration to provide alternate sites for a playground serving the Kakaako area.

FOR ADOPTION

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BUSINESS, ECONOMIC DEVELOPMENT AND TOURISM

CR-314

Resolution 19-227, CD1

Urging the Legislature of the State of Hawaii to enact legislation to require tour, airline, and cruise operators to show visitors an informational video upon entering the State or before embarking on activities.

FOR ADOPTION, AS AMENDED

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ORDER OF BUSINESS  
Wednesday, November 6, 2019

BUSINESS, ECONOMIC DEVELOPMENT AND TOURISM (Cont'd.)

CR-315

Resolution 19-262

Supporting the United Nations Treaty on the prohibition of nuclear weapons and welcoming the Golden Rule Peace Boat to Hawaii.

FOR ADOPTION

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CR-316

Resolution 19-268

Urging the Hawaii State Legislature to establish impact fees for tourists.

FOR ADOPTION

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EXECUTIVE MATTERS AND LEGAL AFFAIRS

CR-321

Resolution 19-260

Accepting a gift to the City from the Seoul Metropolitan Government.

FOR ADOPTION

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ORDER OF BUSINESS  
Wednesday, November 6, 2019

EXECUTIVE MATTERS AND LEGAL AFFAIRS (Cont'd.)

CR-287

Resolution 19-209

Urging the President of the United States, the United States Congress, and the United States Citizenship and Immigration Services of the Department of Homeland Security to retain the Filipino World War II Veterans Parole Program.

FOR ADOPTION

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CR-317

Resolution 19-246

Urging the City Administration to initiate condemnation proceedings for the Alii Place ground lease.

FOR ADOPTION

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CR-318

Resolution 19-255

Requesting that the City Auditor conduct performance audits of the Honolulu Police Department and Department of the Prosecuting Attorney.

FOR ADOPTION

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ORDER OF BUSINESS  
Wednesday, November 6, 2019

TRANSPORTATION

CR-326

Resolution 19-259

Urging the Department of Customer Services to develop a strategic community outreach program to encourage the public to apply for Real ID-compliant driver's licenses and State identification cards prior to the U.S. Department of Homeland Security's October 1, 2020, deadline.

FOR ADOPTION

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CR-327

Resolution 19-265, CD1

Approving an amendment to the City and County of Honolulu's list of Federal Transit Administration candidate projects in the Federal Fiscal Years 2019-2022 Transportation Improvement Program.

FOR ADOPTION, AS AMENDED

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ORDER OF BUSINESS  
Wednesday, November 6, 2019

ZONING, PLANNING AND HOUSING

CR-335

Resolution 19-159, CD1

Adopting a revision to the Public Infrastructure Map for the Ewa Development Plan Area

FOR ADOPTION, AS AMENDED

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CR-337

Resolution 19-225, CD1

Approving a conceptual plan for a Planned Development-Resort project for the redevelopment of 4.153 acres with mixed use retail and resort project in Waikiki, Oahu. (Applicant: Kyo-ya Kaiulani, LLC) (Deadline: 11/8/19)

FOR ADOPTION, AS AMENDED

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ORDER OF BUSINESS  
Wednesday, November 6, 2019

ZONING, PLANNING AND HOUSING (Cont'd.)

CR-338

Resolution 19-266

Requesting the Hawaii Housing Finance and Development Corporation to amend its rules relating to the State Assisted Land and Housing Development Program.

FOR ADOPTION

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CR-339

Resolution 19-267, CD1

Granting a Special Management Area Use Permit to allow the installation of a solar photovoltaic and battery storage system at Kapiolani Community College in Diamond Head, Oahu. (Applicant: University of Hawaii Community Colleges) (Deadline: 12/13/19)

FOR ADOPTION, AS AMENDED

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ORDER OF BUSINESS  
Wednesday, November 6, 2019

PUBLIC SAFETY AND WELFARE

CR-343

Resolution 19-218

Providing for the adoption of the fully updated Multi-Hazard Pre-Disaster Mitigation Plan for the City and County of Honolulu under the provisions of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, as amended by the Disaster Mitigation Act of 2000.

FOR ADOPTION

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CR-344

Resolution 19-239

Urging the Hawaii State Legislature to restrict the issuance and renewal of cabaret licenses within Waikiki to establishments within hotels.

FOR ADOPTION

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ORDER OF BUSINESS  
Wednesday, November 6, 2019

PUBLIC SAFETY AND WELFARE (Cont'd.)

CR-345

Resolution 19-242

Urging the City Administration to create a Food Security Administrator position.

FOR ADOPTION

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Resolution 19-242, Proposed FD1  
(Submitted by Councilmember Waters)

Urging the City Administration to create a Food Security and Sustainability Administrator position.

CR-346

Resolution 19-243, CD1

Urging the Legislature of the State of Hawaii to repeal the statutory provisions preempting stricter county regulation of the sale of cigarettes, tobacco products, and electronic smoking devices.

FOR ADOPTION, AS AMENDED

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ORDER OF BUSINESS  
Wednesday, November 6, 2019

PUBLIC SAFETY AND WELFARE (Cont'd.)

CR-347

Resolution 19-258

Requesting the City Administration to update the City Council on plans for immediate and long-term repairs to the Koko Head Stairs and urging the Mayor to release Council-approved appropriations for these repairs.

FOR ADOPTION

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**FILE**

Bill 57

To rezone land situated at Kaneohe, Oahu, Hawaii. (Rezoning land from the R-5 Residential District to the B-1 Neighborhood Business District.) (Applicant: Haleiwa KEM 7309, LLC)

FILE

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ORDER OF BUSINESS  
Wednesday, November 6, 2019

**BALANCE OF COMMITTEE REPORTS**

- EMLACR-322 Request for authorization to settle a claim for attorneys' fees in the case entitled Andrew Namiki Roberts v. City and County of Honolulu, et al., Civil No. 15-00467 ACK-RLP (USDC).
- EMLACR-323 Request to enter into consent agreement and final order for Two Large Capacity Cesspools on Helemano Plantation.
- EMLACR-324 Request for authorization to intervene in and amend the stipulation to settle all claims of the parties in the matter entitled In the Matter of the Petition of Oceanic Time Warner Cable LLC, Department of Commerce and Consumer Affairs, Case No. CTV-2013-1.
- ZHCR-334 Resolution 19-136 – Approving an application for a Plan Review Use Permit for the relocation of Oahu Community Correctional Center to Halawa, and terminating the Plan Review Use Permit in Kalihi. Granting a 120-day extension of time. (Deadline: 11/27/19 + 120 days)
- ZHCR-336 Resolution 19-224 – Approving a conceptual plan for an Interim Planned Development-Transit project for the Keeaumoku Development Condominium and Commercial Project. Granting a 90-day extension of time. (Deadline 11/8/19 + 90 days)

FOR ADOPTION

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**UNFINISHED BUSINESS**

ORDER OF BUSINESS  
Wednesday, November 6, 2019

**NEW BUSINESS**

Resolution 19-271

Relating to the Hawaii State Association of Counties Executive Committee's nomination to the Western Interstate Region Board of Directors.

FOR ACTION

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Resolution 19-272

Accepting a gift to the City from the Honolulu Firefighters Foundation.

FOR ACTION

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ORDER OF BUSINESS  
Wednesday, November 6, 2019

Resolution 19-273

Accepting a gift to the City from the Seoul Metropolitan Government.

FOR ACTION

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Resolution 19-280

Accepting a gift to the City from the Incheon Metropolitan Council for travel-related expenses to visit Incheon, Republic of Korea, from November 16 to November 21, 2019.

FOR ACTION

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ORDER OF BUSINESS  
Wednesday, November 6, 2019

### **COMMITTEE OF THE WHOLE/EXECUTIVE SESSION**

If the need arises with respect to any item on this agenda, then pursuant to Council Rule 12.A and Hawaii Revised Statutes Sections 92-4 and 92-5(a)(4), the Council may resolve itself into a Committee of the Whole to consult with its attorneys in executive session on questions and issues pertaining to the Council's powers, duties, privileges, immunities and/or liabilities relating to that item.

### **ANNOUNCEMENTS**

### **ADJOURNMENT**